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JFK ACT 4/13/99 RELEASE

OLC 78-1632
4 May 1978

MEMORANDUM FOR THE RECORD

SUBJECT: House Select Committee on Assassinations (HSCA) Task Force Meeting - 4 May 1978, Room 6E60

Attendees

Lyle L. Miller, OLC
Patrick L. Carpentier, OLC
Rodger S. Gabrielson, OLC
Norbert Shepanek, O/SA/DO/O
Don Gregg, SA/DO/O
Scott Breckinridge, DD/IG
John Leader, OIG
Dick Rininger, OGC
E. Jones, OS
Ray Reardon, OS
Bruce Johnson, DDA
Mike Sednaoui, CI Staff
Bill Sturbitts, DDO/LA Division
Lavon Strong, PA

1. (S) Mr. Miller opened the meeting by reviewing the past and current relationship between the Agency and the HSCA and by requesting that the attendees focus their discussion upon issues suggested in an agenda which reflected predictions of the future course of the HSCA investigation. Mr. Miller explained that this and follow-on discussions will allow all interested offices to develop positions and ensure full coordination. If any major issues develop, they will be submitted to top management in sufficient time for resolution rather than facing last minute ad hoc decisions. A copy of the agenda is attached.

2. (S) Significant points of consensus were:

Providing CIA Documents

---An Addendum to the Memorandum of Understanding is being drafted. In essence, it provides a CIA security beachhead within HSCA offices with a CIA-controlled safe containing sensitive sources and methods information used in or resulting from interviews, hearings, and depositions. (OLC Action)

---No documents will be sent to the HSCA for use in report drafting. This position is consistent with the original Memorandum of Understanding which called for the HSCA to draft their reports which necessitate CIA documents - at CIA. Instead, sensitive documents will be loaned to the Committee for use during interviews, hearings, and depositions. The documents will repose in the CIA-controlled safe at the HSCA. (OLC, OS Action)

CIA HISTORICAL REVIEW PROGRAM
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---Bernardo de Torres - Bill Sturbitts will review the file for documents which show the Agency relationship with de Torres. The HSCA has asked to use de Torres' PRG, PA to confront him. He has denied any relationship with the Agency in a prior hearing. A written statement of the actual de Torres relationship may suffice. (DDO Action)

Documents Requested

---Security will resist the provision of actual polygraph charts on Nosenko - offering instead to provide a technical expert to discuss the actual data. The Polygraph Report has been made available to the HSCA. (OLC, OS Action)

---Hart Study - The DCI has confirmed his decision that the Hart Study is an internal document and will not be available for Committee review. He recently agreed that John Hart would be available to talk to the Committee about his report.

---Other studies on Nosenko - CI Staff is reviewing the 800 page DDO study to remove foreign names prior to providing the study to the HSCA. American names will remain in the report.

---Mexico City Surveillance. Most photographs have already been released under FOIA. The Mexico City evidence is a major area of HSCA investigation, and it is likely that the draft final report will discuss the surveillance operations. The consensus was to resist - even to the courts - any attempt to publicize those operations.

Hearings

---The group discussed various alternatives for the executive session hearing involving Nosenko which would provide maximum security. The consensus ruled out the Hill, a safehouse or STC. It was agreed that Headquarters Building would afford the best security. Bruce Johnson was to explore the feasibility of setting up a suitable room at Headquarters with video taping by OTR and would identify an OTR representative to meet with me to discuss this in more detail. We also discussed masking Nosenko's voice and concealing him from the camera. The resultant video tape would allow selected portions of the hearing to be cleared by CIA for public use by the Committee during their hearings in September. (OLC, OTR Action)

---Possible witnesses for public hearings in September 1978 were discussed. At the minimum, a spokesman may be necessary to state the Agency position on Nosenko's bona fides.

CIA Review of Committee's Final Report

---A Task Force, consisting of attendees, should meet as the need

arises to coordinate the overall Agency position vis-a-vis the HSCA. HSCA should be reminded of the need to present their final report for review as early as possible. (OLC Action)

Final Disposition of Notes, Transcripts, and Other Committee Material

---We discussed various alternatives to provide the best control and protection of all Committee requested materials containing Agency information when the Committee is terminated. Referral to the House Permanent Select Committee on Intelligence appears to be the best solution, and OLC will consider this in discussions with the Committee. (OLC Action)

RODGER S. GABRIELSON

Attachment:
As Stated

Distribution:
1 - Mr. Gregg, SA/DO/O
1 - Mr. Shepanek, O/SA/DO/O
1 - Mr. Breckinridge, DD/IG
1 - Mr. Leader, OIG
1 - Mr. Rininger, OGC
1 - Mr. Jones, OS
1 - Mr. Reardon, OS
1 - Mr. Johnson, DDA
1 - Mr. Sednaoui, CI Staff
1 - Mr. Sturbitts, DDO/LA Division
1 - Mr. Strong, DCI/PA

1 - OLC Subject
1 - OLC Chron
OLC:RSG:jms (9 May 1978)

AGENDA

I. Providing CIA Documents

A. Addendum to Memorandum of Understanding Security Arrangement

B. Scope of documents furnished - initially only for hearings. Latest request for four volumes of Mexico City Station files to prepare final report.

C. Bernardo de Torres - Request POA to confront him at hearing.

II. Documents Requested

A. Polygraph Charts of Nosenko

B. Hart Study (DCI says no-will offer Hart)

C. Photographs Mexico City Surveillance - possible public release

III. Hearings

A. Executive Session - Soviet defectors - Committee will honor all security caveats

B. Public Hearings

1. Possible Witnesses:

Len McCoy
Bruce Solie
Anne Goodpasture
Dave Phillips
James Angleton
Richard Helms
Ray Rocca
Admiral Turner (possible witness re CIA position on Nosenko bona-fides)

IV. CIA Review of Committee's Final Report

A. Establish CIA Task Force

B. What should be made public - sanitization procedures

C. Establish procedures to resolve issues - CIA spokesman

V. Final Disposition of Notes, Transcripts, and other Committee Material

A. All notes returned to CIA or destroyed with certification of destruction.

B. Transcripts, depositions, and other permanent records reviewed for sanitization. Referred to HPSCI for permanent retention and control. Memorandum of Understanding Addendum.